



Entered on Docket
October 16, 2006

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Contract Rights through USA Commercial Mortgage Company

UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF NEVADA

In re:
USA COMMERCIAL MORTGAGE COMPANY,

Debtor.

In re:
USA CAPITAL REALTY ADVISORS, LLC,

Debtor.

In re:
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

Debtor.

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,

Debtor.

In re:
USA SECURITIES, LLC,

Debtor.

Case Nos.:
BK-S-06-10725-LBR
BK-S-06-10726-LBR
BK-S-06-10727-LBR
BK-S-06-10728-LBR
BK-S-06-10729-LBR

JOINTLY ADMINISTERED
Chapter 11

Date: September 28, 2006
Time: 9:30 a.m.

Affects:

- ☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

ORDER APPROVING FIRST INTERIM APPLICATION OF GORDON & SILVER, LTD. AS COUNSEL FOR OFFICIAL COMMITTEE OF HOLDERS OF EXECUTORY CONTRACT RIGHTS THROUGH USA COMMERCIAL MORTGAGE COMPANY FOR ALLOWANCE AND PAYMENT OF FEES AND EXPENSES FOR THE PERIOD FROM MAY 23, 2006 THROUGH JULY 31, 2006 (AFFECTS USA COMMERCIAL MORTGAGE COMPANY)

The Court having considered the First Interim Application of Gordon & Silver, Ltd. as Counsel for the Official Committee of Holders of Executory Contract Rights through USA Commercial Mortgage Company for Allowance and Payment of Fees and Expenses for the Period from May 23, 2006 through July 31, 2006 (the "Application") filed by Gordon & Silver, Ltd. (the "Applicant"); having reviewed the pleadings, papers and records on file in this matter; having considered the arguments of counsel, and good cause appearing, the Court finds:

- (i) it has jurisdiction over the matters raised in the Application pursuant to 28 U.S.C. §§ 157 and 1334;
- (ii) this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2);
- (iii) notice of the Application was appropriate under the circumstances;
- (iv) all objections to the Application have been considered and either overruled or otherwise resolved; and
- (v) upon the record herein after due deliberation thereon, it appearing that good and sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED that:

1. The Application is granted as set forth below subject to the Court's Administrative Order Establishing Procedures for Interim Compensation and Reimbursement of

1 Expenses of Professionals entered August 29, 2006 [Docket No. 1202] and as reflected in the
2 record of hearing.

3 2. Applicant is hereby allowed \$257,736.00 as interim compensation for
4 services rendered for the period May 23, 2006 through July 31, 2006 (the "First Interim Period").

5 3. Applicant is hereby allowed interim reimbursement of costs in the sum of
6 \$ 1,963.63 for the first Interim Period.

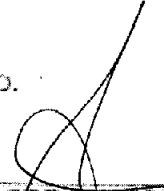
7 4. USA Commercial Mortgage Company is here authorized and directed to
8 pay forthwith to Applicant the unpaid balance of Applicant's allowed interim fees and expenses
9 for the First Interim Period.

10 SUBMITTED BY:

11 GORDON & SILVER, LTD.

12 By:

13  GERALD M. GORDON, ESQ.

14  GREGORY R. GARMAN, ESQ.

15 Attorneys for the Official Committee of Holders of Executory
Contract Rights through USA Commercial Mortgage Company

16 APPROVED/DISAPPROVED:

17 Office of the United States Trustee

18 By: 

19 August B. Landis

20 600 Las Vegas Blvd., So., #430
Las Vegas, NV 89101

21 Counsel for the United States Trustee